

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION

IN RE: )  
 )  
KEITH ANDREWS, ) CASE NO. 05-69244 JPK  
 ) Chapter 7  
Debtor. )

ORDER CONCERNING DOCUMENT FILED BY  
BANKRUPTCY PETITION PREPARER

On November 10, 2005, the Clerk docketed as docket record entry #15 a letter dated October 28, 2005 under the letterhead of Accountax Business Services, signed by a Marlene Murphy. This document seeks the Court's reconsideration of the Court's order of October 31, 2005 which denied the debtor's request for waiver of the filing fee. The record discloses that Marlene Murphy is designated as the debtor's "bankruptcy petition preparer" within the meaning of 11 U.S.C. § 110(a). As applicable to this case, 11 U.S.C. § 110(e)(1) states that a "bankruptcy petition preparer shall not execute any document on behalf of a debtor". 11 U.S.C. § 110(e)(2)(A) prohibits a bankruptcy petition preparer from offering a bankruptcy debtor "any legal advice". Obviously, within the parameters of the foregoing provisions, and otherwise in accord with law which prohibits the practice of law by other than those licensed to do so, a bankruptcy petition preparer may not file a document in a bankruptcy case which seeks relief from a Court order: the filing of that document is tantamount to the practice of law and is prohibited.

IT IS ORDERED that the Court will take no action with respect to the above-designated document filed on November 10, 2005.

IT IS FURTHER ORDERED that the Clerk shall transmit a copy of this order to the United States Trustee for such action as that officer may deem appropriate with respect to the matters addressed herein.

Dated at Hammond, Indiana on November 22, 2005.

/s/ J. Philip Klingeberger  
J. Philip Klingeberger, Judge  
United States Bankruptcy Court

Distribution:

Debtor, Trustee, US Trustee

Marlene Murphy, Accountax Business Services, 5636 Crestwood Road, Matteson, IL 60443